IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Original Jurisdiction

Dated: Nainital: the 19th day of September, 2006
Crl. Bail Application No. 850 of 2006

Order on the Bail Application:
CRIMINAL SIDE

Shyam Singh @ Sunder Singh S/o Diwan Singh
R/o Village Basera, Patwari Circle Chatgulla,
Tehsil Chaukhutia, Distt. Almora.
Presently R/o House No. 12/84, Gali No.1.
D-Block, Dayalpur Karawalnagar, Delhi-94. .....Applicant

Versus

State of Uttaranchal

.....Opposite Party

Arising out of crime No. 01 of 2006
Under Section: 302, 201,120-B of I.P.C.
Police Station: Patwari Circle Naugaon
District: Almora

Hon'ble Prafulla.C. Pant, J.

Heard Mr.Rajeev Sharma, learned counsel for the applicant and Mr. Amit Bhatt, learned A.G.A. for the State.

Applicant Shyam Singh @ Sunder Singh, who is in jail in connection with crime No. 01 of 2006, relating to offences punishable under Section 302, 201-B of I.P.C. Patwari Circle Naugaon, District Almora, has sought his release on bail.

The applicant is not named in the first information report. The first information report is delayed by more then three days. There appears no eyewitness of the incident. It is pointed out that the inquest report suggests death of the deceased occurred by falling form hill.

Considering all the above facts, without expression any opinion as to the final merits of the case, in the opinion of this Court, the applicant deserves bail.

Let the applicant be released on bail on his executing a personal bond and furnishing two sureties each of the like amount to the satisfaction of the Chief Judicial Magistrate, Almora.

(Prafulla, C. Pant, J.)

Dt. 19.09.2006
H.N.